



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/814,273	04/01/2004	Takaya Matsuishi	251215US2	8482
22850 7590 01/10/2008 OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314			EXAMINER LUDWIG, MATTHEW J	
			ART UNIT 2178	PAPER NUMBER
			NOTIFICATION DATE 01/10/2008	DELIVERY MODE ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

patentdocket@oblon.com  
oblonpat@oblon.com  
jgardner@oblon.com

**Advisory Action  
Before the Filing of an Appeal Brief**

Application No.

10/814,273

Applicant(s)

MATSUISHI, TAKAYA

Examiner

Matthew J. Ludwig

Art Unit

2178

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 20 November 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.  
b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**NOTICE OF APPEAL**

2. ☐ The Notice of Appeal was filed on \_\_\_\_\_. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

**AMENDMENTS**

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because  
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);  
(b) ☐ They raise the issue of new matter (see NOTE below);  
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or  
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: \_\_\_\_\_. (See 37 CFR 1.116 and 41.33(a)).

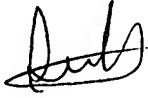
4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  
5. ☐ Applicant's reply has overcome the following rejection(s): \_\_\_\_\_.  
6. ☐ Newly proposed or amended claim(s) \_\_\_\_\_ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  
7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  
The status of the claim(s) is (or will be) as follows:  
Claim(s) allowed: \_\_\_\_\_.  
Claim(s) objected to: \_\_\_\_\_.  
Claim(s) rejected: \_\_\_\_\_.  
Claim(s) withdrawn from consideration: \_\_\_\_\_.

**AFFIDAVIT OR OTHER EVIDENCE**

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

**REQUEST FOR RECONSIDERATION/OTHER**

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:  
See Continuation Sheet.  
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). \_\_\_\_\_.  
13. ☐ Other: \_\_\_\_\_.

  
STEPHEN HONG  
PATENT EXAMINER

Continuation of 11. does NOT place the application in condition for allowance because: The arguments presented fail to overcome the rejections of claims 1-60. In reference to independent claim 1, applicant states the primary reference to Moshfeghi fails to suggest or teach 'changing any aspect of the content' based on a device that displays the Web page'. Furthermore, applicant states that Moshfeghi teaches away from editing of content based on any factor other than the user's profile. The Examiner would like to remind the applicant that claims are to be given their broadest reasonable interpretation within the art. As presently claimed, the Examiner cannot locate any language in the claim related to 'editing or changing content'. Independent claim 1 states a web page creation unit which creates a web page with operation items based on operation-item display information which is defined based on a device that displays the web page. Moshfeghi teaches relevant user profile parameters obtained for the client application when the user is first authenticated for client-server system access. In partitular, the allowed URIs that can be accessed by a user are controlled by the user profile parameters. The client application interface itself is also preferably personalized according to the preferences and assignments of each user. Moshfeghi teaches that browser specific controls and data are displayed in the application window in a manner responsive to a user's authorities and preferences indicated in user's profile records, thus allowing only authorized controls to be viewed. The terms 'operation items' and 'operation-item display information' are interpreted as a link within a webpage, buttons, browser controls, etc. In reference to independent claim 11, applicant states the primary reference is without any suggestion or teaching of an inquiry unit related to the user or the user device. The reference discloses the option of accommodating users with special needs with accessibility extensions to the browser functionality. APIs provide an interface by which technologies for meeting special needs can interact and communicate with components. This API provides the necessary support for accessibility technologies to locate and query user interface objects inside a Java application. See column 15 and column 16. Furthermore, the phrase 'operation items corresponding to functions of an external device' is being interpreted broadly by the Examiner as either a link within a webpage, buttons, browser controls, etc. There is an indication of whether the user has unrestricted or restricted network access from the embedded browser functionality. If the user has restricted network access, then the user profile includes representations of all the linking information addressing of all the network resources. Finally, in reference to independent claim 23, applicant states that Moshfeghi fails to teach or suggest 'a permitted-function inquiry unit configured to transmit an inquiry about allowability of execution of a corresponding one of the functions for one of the operation items, to each of the external devices. The Moshfeghi reference discloses the option of accommodating users with special needs with accessibility extensions to the browser functionality. APIs provide an interface by which technologies for meeting special needs can interact and communicate with components. This API provides the necessary support for accessibility technologies to locate and query user interface objects inside a Java application. See column 15 and column 16. Regarding independent claim 37, it is unclear to the Examiner after reading the limitation 'creating first style information for each of the operation items indicated for display, based on operation-item display information, which indicates the operation items to be displayed and which is defined based on a device on which the web page is displayed or a user of the device'. how the first style information is dependent upon one specific thing. The phrases 'based on' and 'which' are used multiple times and leave the claim ambiguous as to how the 'style information' is dependent upon something else. Therefore, the presentation styles as taught by Moshfeghi do suggest a specific style of information presented to a user based upon a user profile. The rejection of independent claim 41 has been addressed above with regards to the inquiry unit.